

CRLR No. 376 of 2001  
(Old No. 2 of 1996)

**Hon'ble Irshad Hussain, J.**

None appear for the revisionist. Heard Sri Nandan Arya learned A.G.A. and perused the judgment dated 29-9-1995 against which the complainant had filed the instant revision.

Perusal of the judgment reveals that there was conflict between the ocular and medical evidence in as much as no injury of axe said to have been wielded by the accused was found on the person of the victim. This apart, the place of occurrence was not fixed and the learned Magistrate was of the opinion that it was changed as an attempt to make improvement in the prosecution version and to show that the allegations made against the accused are true. There was admittedly and the accused were probably roped in on account of the grudge and enmity with them. The appreciation of the evidence had been properly made and therefore there being no merit in this revision petition the same can not legally be admitted.

The revision petition is dismissed in limine. Consign.

**(Irshad Hussain, J.)**

Dated: 13-4-2004  
ISB